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Yasser alSafadi

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PHILIPS INTELLECTUAL PROPERTY & STANDARDS

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BRIARCLIFF MANOR, NY 10510

EXAMINER

USTARIS, JOSEPH G

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Arguments

1. The amendments made to the independent claims 16-19, “wherein the reference information object model is generated utilizing an iterative process in which an initial version of the model is generated using a first set of data specifications, and at least on subsequent version of the model is generated from the initial version using at least a second set of data specifications” change the scope of the claims thereby requiring further consideration.

Furthermore, applicant's arguments filed March 17, 2008 have been fully considered but they are not persuasive.

Applicant argues with respect to claim 1 that Humpleman does not disclose wherein the reference information object model is generated utilizing an iterative process in which an initial version of the model is generated using a first set of data specifications, and at least on subsequent version of the model is generated from the initial version using at least a second set of data specifications. However, reading the claims in the broadest sense, Humpleman does meet that limitation in the claim. Humpleman discloses wherein the reference information object model (e.g. HTML/XML network program guide) is generated utilizing an iterative process (e.g. the HTML/XML network program guide is updated periodically) in which an initial version of the model (e.g. the first version of the HTML/XML network program guide) is generated using a first set of data specifications (e.g. a first version of the original generic EPG), and at least on subsequent version of the model is generated (e.g. an updated HTML/XML network program guide) from the initial version using at least a second set of data

specifications (e.g. the newly updated original generic EPG) (See Humpleman col. 23 lines 7-11).

Applicant argues that the specifications remain the same. However, the examiner disagrees. Humpleman discloses that the HTML/XML network program guide is updated periodically based on the updated original generic EPG as discussed above. Therefore, for example, the first version of the original generic EPG discloses programs “a”, “b”, and “c” thereby generating an HTML/XML network program guide showing/listing programs “a”, “b”, and “c”. Then an updated original generic EPG now discloses programs “a”, “b”, and “x” thereby generating a subsequent version of the HTML/XML network program guide showing/listing programs “a”, “b”, and “x”. Therefore, each of the updated original generic EPGs (i.e. data specifications) causes the generation of an updated HTML/XML network program guide to show the new/currently available programs.

Applicant is reminded that although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to JOSEPH G. USTARIS whose telephone number is (571)272-7383. The examiner can normally be reached on M-F 7:30-5 PM; Alternate Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christopher S. Kelley can be reached on 571-272-7331. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Joseph G Ustaris/
Examiner, Art Unit 2623
March 31, 2008